

REMARKS

In response to the Restriction Requirement mailed September 23, 2003, Applicants elect Group II, claims 5-14, 30 and 33 drawn to the isolated nucleic acid of SEQ ID NO:11 encoding the polypeptide of SEQ ID NO:12 of Group vv; and a vector, host cell, pharmaceutical composition and kit comprising said nucleic acid encoding the polypeptide of Group vv, classified in class 514, subclass 44, with traverse.

Upon entry of this amendment, claims 42-51 will be pending. Claims 1-4, 15-29, 31-32, and 34-41 have been cancelled without prejudice or disclaimer as drawn to non elected subject matter. Applicant reserves the right to pursue these claims in a later application. Elected claims 5-14, 30 and 33 have been cancelled and replaced with new claims 42-51 herein. Support for new claims 42-51 can be found in originally filed claims 1-41 and throughout the specification (*e.g.*, pgs. 37-44 and 203-209). No new matter has been added.

CORRECTION OF INVENTORSHIP UNDER 37 C.F.R. § 1.48(b).

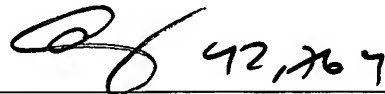
Applicants have concurrently filed a Petition and Amendment to Correct Inventorship Under 37 C.F.R. §1.48(b), copy attached hereto, which requests the deletion of the following persons who are not inventors of the invention being claimed in the instant application: Richard Shimkets, Steven Colman, Robert Ballinger, Xiaojia Guo, Velizar Tchernev, Li Li, Karen Ellerman, Bryan Zerhusen, Meera Patturajan, Stacie Casman, Ferenc Boldog, Vladimir Gusev, Catherine Burgess, Shlomit Edinger, Esha Gangolli, Uriel Malyankar, Erik Gunther, Glennda Smithson, Isabelle Millet and Valerie Gerlach. Following the instant amendment, Suresh Shenoy and Kimberly Spytek are the inventors of the invention being claimed in the instant application. The inventions of the remaining inventors are no longer being claimed in the instant application. Applicants also submit herewith the processing fee set forth in 37 C.F.R. §1.17(h).

Applicants: Shimkets
U.S.S.N.: 10/023,634

CONCLUSION

On the basis of the foregoing amendments and remarks, Applicants respectfully submit that this paper is fully responsive and that the pending claims are in condition for allowance. Such action is respectfully requested. If there are any questions regarding these amendments and remarks, the Examiner is encouraged to contact the undersigned at the telephone number provided below.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Ivor R. Elrifi', followed by the handwritten number '42,767'.

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